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11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 THE BANK OF NEW YORK MELLON FKA
14 THE BANK OF NEW YORK AS TRUSTEE
15 FOR THE CERTIFICATE HOLDERS CWALT,
16 INC. ALTERNATIVE LOAN TRUST 2005-
17 3CB MORTGAGE PASS-THROUGH
18 CERTIFICATES, SERIES 2005-3CB

19 Plaintiff,

20 v.

21 HIGHLAND RANCH HOMEOWNERS
22 ASSOCIATION; KERN & ASSOCIATES,
23 LTD.; TBR I, LLC; AIRMOTIVE
24 INVESTMENTS LLC; DOE INDIVIDUALS I-
25 X, inclusive, and ROE CORPORATIONS I-X,
26 inclusive,

27 Defendants.
28 _____/

Case No.: 3:16-cv-00436-RCJ-WGC

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR
DEFENDANT GAYLE A. KERN,
LTD., dba KERN & ASSOCIATES,
LTD., TO ANSWER OR
OTHERWISE RESPOND TO
PLAINTIFF'S COMPLAINT**

(Second Request)

23 ***IT IS HEREBY STIPULATED*** between Plaintiff, The Bank of New York Mellon fka
24 The Bank of New York as Trustee for the Certificate Holders CWALT, Inc. Alternative Loan
25 Trust 2005-3CB Mortgage Pass-Through Certificates, Series 2005-3CB ("BNY"), by and
26 through its attorneys of record, Akerman, LLP, and Defendant, Gayle A. Kern, Ltd., dba Kern
27 & Associates, Ltd. ("Kern"), by and through its counsel Leach Kern Gruchow Anderson Song

1 to extend the deadline for Kern to answer or otherwise respond to BNY's Complaint from
2 November 5, 2019 up to and including November 26, 2019.

3
4 Scheduled discovery was conducted during the month of October. The Parties are now
5 circulating for approval a stipulation to dismiss Kern from this matter. Despite undersigned
6 counsels' diligent efforts, the submission of a stipulated dismissal by the current November 5,
7 2019 deadline may not be possible. In an abundance of caution, it is respectfully requested that
8 the Court approve this Stipulation and extend the date for Kern's response up to and including
9 November 26, 2019, while the Parties will continue their efforts to finalize Kern's dismissal.
10

11 This is the second request for an extension of time, upon remand, and it is not intended
12 to cause any delay or prejudice to any party.

13 DATED this 5th day of November, 2019.

DATED this 5th day of November, 2019.

14 ***LEACH KERN GRUCHOW***
15 ***ANDERSON SONG***

AKERMAN, LLP

16 /s/ Karen M. Ayarbe, Esq.
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Attorneys for Plaintiff

21 **ORDER**

22 ***IT IS SO ORDERED.***

23 DATED this 5th day of November, 2019.

24
25 William G. Cobb
26 U.S. MAGISTRATE JUDGE
27
28